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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

LOR PAO VUE,
Plaintiff,
vs.
KILOLO KIJAKAZI, Acting
Commissioner of Social Security,
Defendant.

} Case No. 1:22-cv-00110-DAD-BAM

} STIPULATION AND PROPOSED
ORDER FOR EXTENSION OF
TIME

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record, with the Court's approval, that Plaintiff shall have a 60-day extension of time, from July 15, 2022 to September 13, 2022, for Plaintiff to serve on defendant with Plaintiff's Motion for Summary Judgment. All other dates in the Court's Scheduling Order shall be extended accordingly.

This is Plaintiff's second request for an extension of time. As Counsel has reported previously in many other cases in this district, Counsel for the Plaintiff underwent major orthopedic surgery on March 17, 2022. Although it has been over

1 three months, Counsel continues to work short periods throughout the day with
2 significant breaks throughout. Counsel continues to attend physical therapy four
3 days a week.

4 Additionally, for the weeks of July 11, 2022 and July 18, 2022, Counsel for
5 Plaintiff has 24 merit briefs, and several letter briefs and reply briefs.

6 Defendant does not oppose the requested extension. Counsel apologizes to
7 the Defendant and Court for any inconvenience this may cause.

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10 Respectfully submitted,

11 Dated: June 24, 2022 PENA & BROMBERG, ATTORNEYS AT LAW
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13 By: /s/ Jonathan Omar Pena
14 JONATHAN OMAR PENA
15 Attorneys for Plaintiff

16
17 Dated: June 27, 2022 PHILLIP A. TALBERT
18 United States Attorney
19 PETER K. THOMPSON
20 Acting Regional Chief Counsel, Region IX
Social Security Administration

21
22 By: */s/ Ellinor R. Coder
23 Ellinor R. Coder
24 Special Assistant United States Attorney
25 Attorneys for Defendant
26 (*As authorized by email on June 27, 2022)

ORDER

Pursuant to stipulation, and good cause appearing, Plaintiff's second request for an extension of time to file a Motion for Summary Judgment is GRANTED. Plaintiff shall file a Motion for Summary Judgment on or before September 13, 2022. All other deadlines in the Court's Scheduling Order are modified accordingly.

IT IS SO ORDERED.

Dated: **June 28, 2022**

/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE